

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICANT : JACKOWSKI et al.

INVENTION: : BIOPOLYMER MARKER INDICATIVE OF DISEASE
STATE HAVING A MOLECULAR WEIGHT OF
2753 DALTONS

SERIAL NUMBER : 09/846,328

FILING DATE : 04/30/01

EXAMINER: : (not assigned yet)

GROUP ART UNIT : 1643

ATTORNEY DOCKET NO. : 2132.051



#11
Plaintiff
9/10/02

RESPONSE TO NOTICE TO COMPLY WITH REQUIREMENTS

Box Sequence
U.S. Patent & Trademark Office
P.O. Box 2327
Arlington, VA 22202

Sir:

In the above-identified application, Applicants have received a Notice to Comply with Requirements for Patent Applications mailed March 21, 2002, indicating that the application did not include the sequence list under 37 C.F.R. 1.821-1.825.

Applicants also submit herewith a copy of the Notice To Comply with Requirements for Patent Applications mailed March 21, 2002.

IN THE SPECIFICATION:

Prior to the Claims, please add the following sequence listing:

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IN RE APPLICANT : JACKOWSKI et al.
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TRANSMITTAL LETTER

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Sir:

Please find enclosed for filing:

- X Response to Notice to Comply with Requirements
 - X Supplemental Preliminary Amendment
 - X Computer Readable Form Sequence Listing (paper copy-1 sheet)
 - X Computer Readable Form Sequence Listing (diskette).
 - X Copy of Notice to Comply with Requirements
 - X Please charge any deficiencies or credit any overpayment to Deposit Account No. 50-1803.
- This Transmittal Letter is submitted in duplicate.

Date:

4/19/2002

Respectfully submitted,

By:

Ferris H. Lander

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UNITED STATES PATENT AND TRADEMARK OFFICE

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WASHINGTON, D.C. 20230
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APPLICATION NUMBER	FILING RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09 846,328	04 30 2001	George Jackowski	2132.051

21917
MCHALE & SLAVIN
4440 PGA BLVD
SUITE 402
PALM BEACH GARDENS, FL 33410



CONFIRMATION NO. 3127

FORMALITIES LETTER



OC000000007683101

Date Mailed: 03/21/2002

NOTICE TO COMPLY WITH REQUIREMENTS FOR PATENT APPLICATIONS CONTAINING NUCLEOTIDE SEQUENCE AND/OR AMINO ACID SEQUENCE DISCLOSURES

Applicant is given **TWO MONTHS FROM THE DATE OF THIS NOTICE** within which to file the items indicated below to avoid abandonment. Extensions of time may be obtained under the provisions of 37 CFR 1.136(a).

- This application clearly fails to comply with the requirements of 37 C.F.R. 1.821-1.825. Applicant's attention is directed to the final rulemaking notice published at 55 FR 18230 (May 1, 1990), and 1114 OG 29 (May 15, 1990). If the effective filing date is on or after July 1, 1998, see the final rulemaking notice published at 63 FR 29620 (June 1, 1998) and 1211 OG 82 (June 23, 1998). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000). Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing", an initial paper or compact disc copy of the "Sequence Listing", as well as an amendment directing its entry into the application. Applicant must also provide a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.

For questions regarding compliance to these requirements, please contact:

- For Rules Interpretation, call (703) 308-4216
- To Purchase PatentIn Software, call (703) 306-2600
- For PatentIn Software Program Help, call (703) 306-4119 or e-mail at patin21help@uspto.gov or patin3help@uspto.gov

A copy of this notice MUST be returned with the reply.

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Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE